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6 Attorneys for Plaintiff

7  
 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

11 HUIMIN SONG,

12 Plaintiff,

13 v.

14 COUNTY OF SANTA CLARA; SANTA  
 CLARA VALLEY MEDICAL CENTER; PAUL  
 15 ESTESS, ANNA HUGHES; and Does 1 through  
 16 70,

17 Defendants.

No. CV12-05848 RMW

**STIPULATION AND ORDER FOR  
 CONTINUANCE OF CASE  
 MANAGEMENT CONFERENCE**

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1 The parties, through their respective counsel of record, hereby stipulate and agree to an order  
2 Continuing the Case Management Conference presently scheduled for November 1, 2013 at 10:30  
3 AM in Courtroom 6, 4<sup>th</sup> Floor, San Jose CA.

4 Good cause exists for this enlargement of time (60 additional days). Song and the County of  
5 Santa Clara are involved in litigation in the matter of Huimin Song and Andy Xie v. County of Santa  
6 Clara, Santa Clara Valley Medical Center, et. al., Case No. CV11-04450, pending before United  
7 States District Judge Edward J. Davila. The parties are also waiting the ruling in this matter on  
8 Defendants' pending Summary Judgment Motion, which will impact the settlement discussion now  
9 in progress.

10 The parties have been engaged in private mediation since January 16, 2013 with mediator  
11 Kael Briski of the Briski Mediation Group. Since the initial mediation on January 16, the parties and  
12 Mr. Briski have had countless email communications, two face to face discussions and no less than  
13 twelve phone conferences. Settlement demands, offers and terms of resolution have been  
14 exchanged. The parties are in the process of scheduling another mediation session with Mr. Briski,  
15 which will be take place in the next 30 days. The settlement discussions have involved resolution of  
16 all issues, including the allegations giving rise to this lawsuit, between Song and the County. The  
17 parties are hopeful that both lawsuits will be resolved at this upcoming mediation.

18 The parties request 60 days to allow sufficient time for both the ruling on the summary  
19 judgment, and to complete the mediation in all matters. The parties are optimistic that mediation will  
20 result in a resolution of all matters, obviating the necessity of any further litigation between these  
21 parties.

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1 I hereby attest that I have on file the holograph signature indicated by a "conformed"  
2 signature (/S/) within this e-filed document.

3 IT IS SO STIPULATED

4 Respectfully submitted,

5 LAW OFFICES OF  
6 BONNER & BONNER

7 Dated: October 31, 2013

8 By: \_\_\_\_\_/S/  
9 CHARLES A. BONNER, ESQ.  
10 Attorney for Plaintiff  
11 HUIMIN SONG

12 ORRY P. KORB  
13 County Counsel

14 Dated: October 31, 2013

15 By: \_\_\_\_\_/S/  
16 JOHN L. WINCHESTER, III  
17 Deputy County Counsel

18 Attorneys for Defendant  
19 COUNTY OF SANTA CLARA and Its  
20 Santa Clara Valley Medical Center,  
21 PAUL ESTESS AND ANNA HUGHES

22 **ORDER**

23 The Case Management Conference is continued to January 10, 2014 at 10:30 a.m. The Joint  
24 Case Management Statement is to be filed no later than January 3, 2014.

25 Dated: \_\_\_\_\_

26   
27 HONORABLE RONALD M. WHYTE  
28 United States District Court Judge